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To: Examiner Alejandro From: P. Cei for Adam Lowe  
Fax: 703/872-9300 Pages: Including this cover sheet, 4  
Re: \_\_\_\_\_ Date: December 5  
Your Ref.: 09/821 753 Our Ref.: 2328-053  
☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

COMMENTS:

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Docket No.: 2328-053

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

NI, TUQUIANG

U.S. Patent Application No. 09/821,753

Filed: March 30, 2001

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Group Art Unit: 1763  
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Examiner: ALEJANDRO MULERO,  
LUZ L.

For: PLASMA PROCESSING METHOD AND APPARATUS WITH CONTROL OF  
PLASMA EXCITATION POWER

Examiner Luz Mulero Alejandro  
P.O. Box 1450  
Alexandria, VA 22313-1450

LETTER RE: NOVEMBER 6, 2003 TELE-CONFERENCE

SUBMITTED VIA FAX - 703/872-9306

This letter confirms a November 6, 2003 telephone conference between the undersigned attorney for applicant and Examiner Alejandro Mulero concerning the November 3, 2003 Advisory Action.

During the conversation, attorney for applicant pointed out that claim 1 was amended to include the subject matter of claim 7, and claims 2 and 3, as amended December 31, 2002, were dependent on claim 7. In addition, claim 17 was amended to include the subject matter of former claim 19. In the December 31, 2002 Amendment claims 18, 20, 25 and 28 were amended to depend on claim 19. Consequently, the claims considered by the Patent and Trademark Office prior to the final rejection included the same subject matter as the claims considered after the Final Rejection. The only difference between the claims before and after the Final Rejection was the insertion of features of the dependent claims into the independent claims.

During the November 6, 2003, the Examiner asked attorney for applicant to submit a response along the lines of this letter

Based on the foregoing, the amendment after final rejection should be entered. If the Examiner does not enter the Amendment After Final Rejection, she should consider this paper as a Petition to the Commissioner to cause entry of the Amendment After Final Rejection.

Respectfully submitted,

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November 6, 2003

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claim 10. In the December 31, 2002 Amendment claims 18, 20, 25 and 28 were amended to